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2007 JUN 27 A 11: 32

AZ CORP COMMISSION
DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

RAYMOND R. PUGEL AND JULIE B.

PUGEL, husband and wife as trustees of THE

RAYMOND R. PUGEL and JULIE B. PUGEL

FAMILY TRUST,

and

ROBERT RANDALL and SALLY RANDALL,

husband and wife

Complainants,

v.

PINE WATER COMPANY, an Arizona

Corporation

Respondent..

DOCKET NO. W-03512A-06-0407

DIRECT TESTIMONY OF BRENT WEEKES

Arizona Corporation Commission
DOCKETED

JUN 27 2007

DOCKETED BY

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ASSET TRUST MANAGEMENT, CORP.

Complainants,

v.

PINE WATER COMPANY, an Arizona

Corporation

Respondent.

DOCKET NO. W-03512A-06 -0613

JAMES HILL and SIOUX HILL, husband and

wife and as trustees of THE HILL FAMILY

TRUST,

Complainants,

v.

PINE WATER COMPANY, an Arizona

Corporation

Respondent.

DOCKET NO. W-03512A-07-0100

1 **BRENT WEEKES,**

2 **Complainants,**

3 **v.**

4 **PINE WATER COMPANY, an Arizona**
5 **Corporation**

6 **Respondent.**

DOCKET NO. W-03512A-07-0019

7
8 1. State your name: **Brent Weekes**

9 2. You are a complainant in this matter before the Arizona Corporation Commission? **Yes.**

10 3. What present use can you make of your property? **Without Water, no use.**

11 4. Did you intend to develop your property? **Yes, when water is available.**

12 5. Is domestic water available to your property from Pine Water Company? **Not at this time.**

13 6. Is the property within the Certificate of Convenience and Necessity of Pine Water Company?
14 **Yes.**

15 7. Did you request that Pine Water Company provide water service to the Property? **Yes.**

16 8. If so, what was the response of Pine Water Company? **They could not serve it.**

17 9. Did Pine Water Company inform you in writing that they could not serve your property? **Yes.**

18 10. In order to develop your property and for you and others to use and enjoy the property you are
19 required to have domestic water service to the property? **Yes.**

20 11. How many residential units are you planning on constructing on the property? **I am planning on**
21 **providing places for thirty eight residential units.**

22 12. Other than these residential units are you planning on constructing any other improvements on
23 your property? **No**

24 13. Do you presently provide Water to Pine Water Company? **Yes**

25 14. If so, from how many wells? **Two wells.**

26 15. Do you know how much water you have provided Pine Water Company over the past twelve
27 months? **Yes** Could you provide that amount? **From Well A I provided about 4,000,000**
28 **gallons of water; from Well B I provided 15,000,000 gallons.**

- 1 16. Did you request that Pine Water Company merely take more water from your existing wells to
2 provide your property with water? **No, I developed Well B exclusively to provide a new water**
3 **source for my thirty eight units which I would like to build.**
- 4 17. You have attached to your complaint correspondence between yourself and the Corporation
5 Commission and yourself and Pine Water Company, is this all the correspondence which you
6 have between and among these entities? **No**
- 7 18. Did you in fact enter into a well sharing agreement with Pine Water Company so that your
8 property could be served? **Yes**
- 9 19. Have you recently terminated a well sharing or water sharing agreement with Pine Water
10 Company? **Yes, Well A.**
- 11 20. Is the agreement which you are terminating the same one as you entered into as described above
12 in question 18? **No**
- 13 21. So, you have offered to provide Pine Water Company with a well to provide water service to
14 your property so that you may develop the property and they have refused to accept the well and
15 have refused to provide you with water service? **Yes.**
- 16 22. You have also explored the concept of obtaining a variance from the moratorium imposed upon
17 new connections within the Pine Area by the Arizona Corporation Commission? **Yes**
- 18 23. Have you drawn any conclusions concerning this moratorium? **Yes**
- 19 24. What are they? **Yes, I have made a number of suggestions regarding serving my property,**
20 **but Robert Hardcastle with Brooke Utilities will not look at my suggestions or other**
21 **interpretation of the moratorium and always comes back wit the same answer that "there is**
22 **a Total Moratorium."--**
- 23 25. So, the impediment to having water service to your property is the refusal of Pine Water
24 Company to provide such service? **Yes.**
- 25
26
27
28
29

1 Original and 19 copies mailed/delivered
2 This 25th day of June, 2007 to:

3 Arizona Corporation Commission
4 Attn: Docket Control
5 1200 W. Washington
6 Phoenix, AZ 85007

7 Copies of the foregoing mailed/delivered
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